

108TH CONGRESS
1ST SESSION

H. R. 3003

To amend title 11, United States Code, to establish a priority for the payment of claims for duties paid to the United States by licensed customs brokers and sureties on behalf of a debtor.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 4, 2003

Mr. BROWN of South Carolina (for himself, Mr. KINGSTON, Mr. SPRATT, and Mr. WILSON of South Carolina) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 11, United States Code, to establish a priority for the payment of claims for duties paid to the United States by licensed customs brokers and sureties on behalf of a debtor.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Customs Business
5 Fairness Act of 2003”.

6 **SEC. 2. AMENDMENT.**

7 Section 507(a) of title 11, United States Code, is
8 amended by adding at the end the following:

1 “(10) Tenth, allowed unsecured claims of cus-
2 toms brokers (as defined in section 641 of the Tariff
3 Act of 1930) and sureties (as provided in section
4 623 of the Tariff Act of 1930) for duties, taxes, or
5 other charges paid to the United States Customs
6 Service on behalf of the debtor arising out of the im-
7 portation of merchandise entered for consumption
8 within one year before the date of the filing of the
9 petition.”.

10 **SEC. 3. EFFECTIVE DATE; APPLICATION OF AMENDMENT.**

11 (a) **EFFECTIVE DATE.**—Except as provided in sub-
12 section (b), this Act and the amendment made by this Act
13 shall take effect on the date of the enactment of this Act.

14 (b) **APPLICATION OF AMENDMENT.**—The amendment
15 made by this Act shall apply only with respect to cases
16 commenced under title 11, United States Code, on or after
17 the date of the enactment of this Act.

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